IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl.Misc. No.5290-M of 2007
Date of Decision:- 28.02.2007

Gogi ....Petitioner(s)

through
Mr.R.V.S.Chugh, Advocate

vs.

State of Punjab ....Respondent(s)

through
Mr.B.S.Baath, AAG, Punjab.

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CORAM:-HON'BLE MR.JUSTICE SURYA KANT.

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SURYA KANT, J.

The prayer in this petition is to release the petitioner on regular bail in case F.I.R.No.19 dated 9.5.2002 under Sections 457,380/459 IPC, Police Station Bareta, District Mansa.

Previously, the petitioner was on bail in the aforesaid case, however, he failed to appear before the learned trial Court on 21.8.2006 and on two subsequent dates. Resultantly, his bail bonds were cancelled and non-bailable warrants were issued against him.

The petitioner, thereafter, is stated to have surrendered on his own on 2.12.2006 and is in custody since then.

According to the petitioner, he could not appear before the learned trial Court on 21.8.2006 as the slip upon which he had noted down the date, was misplaced and meanwhile the wife of his cousin met with an accident and he remained deeply involved in getting her treated from the hospital.

Be that as it may, there is no denial to the fact that the trial is at the initial stage and will take reasonably long period in its conclusion.

Learned counsel for the petitioner undertakes that in future, the petitioner will keep on appearing before the learned trial Court regularly unless exempted by it.

After hearing the learned counsel for the parties and having regard to the fact that the petitioner has already remained behind bars for a period of about three months and, thus, has suffered enough for having remained absent from the trial proceedings and keeping in view the fact that the conclusion of trial will still take some more time, this petition is allowed. The petitioner is directed to be released on regular bail to the satisfaction of the learned trial Court.

February 28, 2007 **(SURYA KANT)**
poonam **JUDGE**